Single Bench

(3)

IN THE HIGH COURT OF CHHATTISGARH AT BILASPUR.

WRIT PETITION NO. 3818 OF 2004.

P.R. No. 3851/04
Presented by Shri Vinod Deshmukh
dated 11.10.04

PETITIONER : C. Unnikrishnan, Son of C. Chozhi, aged about 44 years. Resident of Qtr. No. 1-B, 27, SECL Hospital Colony, SECL Colony, Korba, District : Korba (C.G.).

VERSUS

RESPONDEDNTS :

1. State of Chhattisgarh through the Secretary, Water Resources Department. Mantralaya, D.K.S. Bhawan, Raipur.
2. The Engineer-in-Chief, Water Resources Department, State of Chhattisgarh, Civil Lines, Raipur.
3. The Chief Engineer, Hasdeo Bango Project, Bilaspur.
4. Sri K.G. Gupta, Superintending Engineer, Hasdeo Project Circle, Rampur, Korba, Distt : Korba.

Registry
11-10-04
Clerk to the Advocate

WRIT PETITION UNDER ARTICLES 226/227 OF THE CONSTITUTION OF INDIA.

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उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

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मामला क्रमांक ..... **सन् 200**

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश

25-11-2004

Shri P.S. Koshy, counsel for the petitioner.

Shri V.V.S. Murthy, Dy. Advocate General with Shri Vinod Shrivastava, Govt. Advocate for the State.

Application for urgent hearing is allowed.

Heard.

Learned counsel for the petitioner submits that the matter relates to transfer of the petitioner. He further submits that the petitioner has been transferred from Hasdeo Project Circle, Korba to Suthiyaghat Project Division, Sehaspur Lohara, District Kabeerdham vide order dated 17-8-2004 (Annexure-P/1) and the petitioner's name shown at S.No.11 in the aforesaid transfer order. He also submits that the wife of the petitioner is also serving in the Public Sector (SECL/Korba). He also submits that the petitioner is having two children. He also submits that the petitioner has submitted representations (Annexure-P/3 & P/4) before the respondent authorities but the same have not yet been considered. He also submits that for the present the petitioner may be given an opportunity of filing the detailed representation before the competent authority of the respondents, which shall be considered on its own merits in accordance with law.

Having considered and without expressing any opinion on the merits of the case, in the opinion of this Court, ends of justice will be served if a direction is given to the petitioner to make a detailed representation raising his grievances before the competent authority

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उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक WP 3818/04 सन् 200

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश -2-	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश
	of the respondents along with a copy of the petition and this order, within 15 days, and on such representation being filed, the competent authority of the respondents shall decide the same on its own merits in accordance with law as early as possible preferably within two months from the date of receipt of the representation. Learned counsel for the petitioner submits that the petitioner has not been relieved. He prays that the petitioner may be allowed to continue. It is directed that if the petitioner has not been relieved and other person has not joined in place of the petitioner, the petitioner may be allowed to continue till the representation is decided. It is made clear that if the petitioner has already been relieved or other person has already joined in place of the petitioner, this order will not entitle the petitioner to rejoin at the earlier place of posting. With the aforesaid observations, this petition stands disposed of. Consequently M.W.P.No.4228/2004 also stands disposed of. **Sd/-** **Acting Chief Justice**	

Gowri